

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appellants: Saul Tzipori, Ramaswamy Balakrishnan, and Arthur Donohue-Rolfe

Serial No.: 10/041,958

Appeal No.: 2006-2945

For: **HUMAN NEUTRALIZING ANTIBODIES AGAINST
HEMOLYTIC UREMIC SYNDROME**

Board of Patent Appeals and Interferences

U. S. Patent and Trademark Office

P. O. Box 1450

Alexandria, VA 22313-11450

REQUEST FOR RESCHEDULING OF ORAL HEARING

Sir:

An oral hearing is scheduled in the above-identified appeal on Tuesday, June 5, 20097 at 9:00 a.m. I have a conflict with this date since I am scheduled to be out of town at an event which has been scheduled for several months. Therefore, I respectfully request that the above-identified hearing be rescheduled for another date.

The Commissioner is hereby authorized to charge any fees or credit any overpayment in connection with this patent application to Deposit Account No. 50-3129.

Respectfully submitted,



Patricia L. Pabst

Registration No. 31,284

Date: April 30, 2007

PABST PATENT GROUP LLP
400 Colony Square, Suite 1200
1201 Peachtree Street
Atlanta, Georgia 30361
(404) 879-2151 (Telephone)
(404) 879-2160 (Fax)



UNITED STATES PATENT AND TRADEMARK OFFICE

MAILED

APR 26 2007

U.S. PATENT AND TRADEMARK OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES

Board of Patent Appeals and Interferences

PATREA L. PABST
PABST PATENT GROUP, LLP
400 COLONY SQUARE
SUITE 1200
ATLANTA, GA 30361

Appeal No: 2006-2945
Appellant: Saul Tzipori et al.
Application No: 10/041,958
Hearing Room: A
Hearing Docket: A
Hearing Date: Tuesday, June 05, 2007
Hearing Time: 09:00 AM
Location: Madison Building - East Wing
600 Dulany Street, 9th Floor
Alexandria, Virginia 22313-1450

NOTICE OF HEARING
CONFIRMATION REQUIRED WITHIN TWENTY-ONE DAYS

Your attention is directed to 37 CFR § 41.47. The above identified appeal will be heard by the Board of Patent Appeals and Interferences on the date indicated. Hearings will commence at the time set and as soon as the argument in one appeal is concluded, the succeeding appeal will be taken up. The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced. If there are any inquiries, please contact the Clerk of the Board at 571-272-9797.

The application involved in this appeal has been published. Accordingly, the hearing in this appeal is open to the public.

CONFIRMATION OR WAIVER OF THE HEARING IS REQUIRED. This form must be completed below and facsimile transmitted to both: (1) the USPTO Central fax number (official copy), and (2) the Board of Patent Appeals and Interferences fax number (courtesy copy) within TWENTY-ONE (21) DAYS from the mailing date of this notice indicating confirmation or waiver of the hearing. A copy of this notice may be alternately filed by mail if facsimile is not available.

BPAI HEARINGS FAX No: (571) 273-0299

USPTO Central Fax No: (571) 273-8300

BPAI Mailing Address:

Board of Patent Appeals and Interferences
United States Patent and Trademark Office
P.O. BOX 1450

Alexandria, Virginia 22313-1450 and appeal will be heard by the Board of Patent Appeals and Interferences on the date indicated.

Heavily redacted by requester
In all communications relating to this appeal, please identify the appeal by its number.

CHECK ONE: HEARING ATTENDANCE CONFIRMED HEARING ATTENDANCE WAIVED

Signature of Attorney/Agent/Appellant

Date

Registration No.

Names of other visitors expected to accompany counsel:

For information on visitor access to hearing rooms and security procedures at the USPTO Alexandria Campus, see
<http://www.uspto.gov/web/offices/dcom/ocomm/contac.htm#bpa>

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APR 30 2007

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TRANSMITTAL
FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	10/041,958
Filing Date	January 7, 2002
First Named Inventor	Saul Tzapiro
Art Unit	1645
Examiner Name	Mark Albert Navarro
Attorney Docket Number	TUF 101 CIP

3

ENCLOSURES (Check all that apply)

Fee Transmittal Form
 Fee Attached
 Amendment/Reply
 After Final
 Affidavits/declaration(s)
 Extension of Time Request
 Express Abandonment Request
 Information Disclosure Statement
 Certified Copy of Priority Document(s)
 Reply to Missing Parts/ Incomplete Application
 Reply to Missing Parts under 37 CFR 1.52 or 1.53

Drawing(s)
 Licensing-related Papers
 Petition
 Petition to Convert to a Provisional Application
 Power of Attorney, Revocation
 Change of Correspondence Address
 Terminal Disclaimer
 Request for Refund
 CD, Number of CD(s)
 Landscape Table on CD

After Allowance Communication to TC

Appeal Communication to Board of Appeals and Interferences

Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)

Proprietary Information

Status Letter

Other Enclosure(s) (please identify below):

Request for Rescheduling of Oral Hearing

Mark Albert Navarro

Remarks (Attorney Docket Number) TUF 101 CIP

After Allowance Communication to TC

Appeal Communication to Board of Appeals and Interferences

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name

Pabst Patent Group LLP

Signature

Printed name

Patricia L. Pabst

Date

April 30, 2007

Reg. No.

31,284

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature

Typed or printed name

Candace C. Andrews

Date

April 30, 2007

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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TUF 101 CIP 095169-00004

PTO/SB/17 (07-08)

Approved for use through 01/31/2007. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL

For FY 2006

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)

-0-

Complete if Known

Application Number	10/041,958
Filing Date	January 7, 2002
First Named Inventor	Saul Tzipori
Examiner Name	Albert Mark Navarro
Art Unit	1645
Attorney Docket No.	TUF 101 CIP

METHOD OF PAYMENT (check all that apply)

 Check Credit Card Money Order None Other (please identify): _____

 Deposit Account Deposit Account Number: 50-3129 Deposit Account Name: Pabst Patent Group LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

<input checked="" type="checkbox"/> Charge fee(s) indicated below	<input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee
<input checked="" type="checkbox"/> Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17	<input checked="" type="checkbox"/> Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

FEE CALCULATION
1. BASIC FILING, SEARCH, AND EXAMINATION FEES

FILING FEES		SEARCH FEES		EXAMINATION FEES	
	Small Entity		Small Entity		Small Entity

Application Type	Fee (\$)	Fees Paid (\$)					
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES
Fee Description

Each claim over 20 (including Reissues)	<input type="checkbox"/> Fee (\$)	Small Entity
Each independent claim over 3 (including Reissues)	<input type="checkbox"/> Fee (\$)	Fee (\$)
Multiple dependent claims	<input type="checkbox"/> Fee (\$)	Fee (\$)

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims
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- 20 or HP =	<input checked="" type="checkbox"/>	Fee (\$)	Fee Paid (\$)
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HP = highest number of total claims paid for, if greater than 20.

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
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- 3 or HP =	<input checked="" type="checkbox"/>	Fee (\$)	Fee Paid (\$)
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HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
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- 100 =	1/50 =	(round up to a whole number)	<input checked="" type="checkbox"/>	Fee (\$)
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4. OTHER FEE(S)

Non-English Specification	\$130 fee (no small entity discount)	Fee (\$)	Fee Paid (\$)
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Other (e.g., late filing surcharge): Request for Rescheduling of Oral Hearing	-0-
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SUBMITTED BY		SEARCHED	INDEXED	MAILED
Signature		Registration No. 31,284	Attorney/Agent	Telephone 404-879-2152
Name (Print/Type)	Patrea L. Pabst			Date April 30, 2007

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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TELEFAX

Date: April 30, 2007

Total pages: 5 (w/fax-cover)

To: USPTO

Telephone: 571 273-0299

From: Patrea L. Pabst

Telephone: 404-879-2151

Telefax: 404-879-2160

Our Docket No. TUF 101 CIP
Your Docket No.

Client/Matter No. 095169-00004

Please call (404) 879-2150 if you did not receive all of the pages, or if they are illegible.

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MESSAGE:

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Appellants: Saul Tzipori, Ramaswamy Balakrishnan, and Arthur Donohue-Rolfe

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Attachments:

Transmittal Form PTO/SB/21; Fee Transmittal PTO/SB/17; and Request for Rescheduling of
Oral Hearing.